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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/152,659

09/14/1998

DAVID J. CORISIS

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03/05/2008

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EXAMINER

CHERVINSKY, BORIS LEO

ART UNIT

PAPER NUMBER

2835

MAIL DATE

DELIVERY MODE

03/05/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 09/152,659	<b>Applicant(s)</b> CORISIS ET AL.	
	<b>Examiner</b> Boris L. Chervinsky	<b>Art Unit</b> 2835	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 16 January 2008.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 32-45 and 68-74 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 32-45, 68-74 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## DETAILED ACTION

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 33-38, 41, 42, 68, 69, 70, 71-73 are rejected under 35 U.S.C. 103(a) as being unpatentable over Chiu in view of Jeffries et al. or alternatively in view of either Edfors or Russell et al.

Chiu discloses an electronic device, comprising: a plurality of integrated circuit packages 10; a contact surface 32,33 electrically connected to each of said packages; and a support 31 arranged to engage each of said packages at a point spaced above said surface to prevent movement of said packages relative to said surface; each of said packages is contacted on its upper end; the support 31 includes a pair of surfaces 16 which engage each of said packages on two opposed surfaces, sandwiching said packages; the support is resiliently biased against the sides of said packages (see Fig. 10); the support 31 contacts the side edges of said packages 10; the support 31 is made of a heat conducting material. With respect to claims 68 and 69, Chiu discloses an electronic device comprising a plurality of integrated circuit packages 10 connected to a surface 33; and at least one rail 31 coupled to the surface 33, wherein the rail

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extends along the sides of the plurality of integrated circuit packages and is configured to engage the plurality of integrated circuit packages 10; the at least one rail is coupled to the surface by at least one post coupled to the surface and extending perpendicularly therefrom.

With respect to claims 71-73, Chiu discloses an electronic device, comprising: a plurality of integrated circuit packages 10 connected to a surface 33; and a cross piece (upper part of the support 31) coupled to the surface and extending over the plurality of integrated circuit packages 10 in a direction transverse to the plurality of integrated circuit packages; a plurality of supports (vertical portions of 31) extend from the cross piece towards the surface 33 and 16 and are configured to engage the plurality of integrated circuit packages. With respect to claims 41 and 70 Chiu discloses the claimed invention except extending tabs/notch arrangement having tab extending from the support and the notch is disposed in the module. Jeffries discloses the notch in the support. It would have been obvious at the time the invention was made to a person having ordinary skill in the art to provide tab extending from the support and engaging the notch in the module as one of the choices to provide reliable structural contact since and is well known in the art and it appears to be not critical for the invention.

Chiu discloses the claimed invention except having the support being secured to the surface. Jeffries, as well as Edfors and Russell, discloses the support being secured to the surface of a circuit board. It would have been obvious at the time the invention was made to a person having ordinary skill in the art to secure the support as disclosed by Jeffries and others in the device disclosed by Chiu for better stability.

3. Claims 39, 40, 43-45, 74 are rejected under 35 U.S.C. 103(a) as being unpatentable over Chiu in view of Jeffries et al. and further in view of Cipolla et al. or alternatively in view of Shuff.

Chiu discloses the claimed invention except resilient or foam material. Cipolla (see abstract) as well as Shuff (see abstract) disclose the resilient or foam material used to engage modules. It would have been obvious at the time the invention was made to a person having ordinary skill in the art to provide the resilient material or foam as disclosed by Cipolla or Shuff in the device disclosed by Chiu in order to provide reliable contact and thermal conduction.

### ***Response to Arguments***

3. Applicant's arguments filed 1/16/2008 have been fully considered but they are not persuasive.

4. In response to applicant's argument that there is no suggestion to combine the references, the examiner recognizes that obviousness can only be established by combining or modifying the teachings of the prior art to produce the claimed invention where there is some teaching, suggestion, or motivation to do so found either in the references themselves or in the knowledge generally available to one of ordinary skill in the art. See *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988) and *In re Jones*, 958 F.2d 347, 21 USPQ2d 1941 (Fed. Cir. 1992). In this case, the prior art clearly disclose all claimed element and the motivation to combine those elements are stated in the Office Action above. With respect to applicant's argument that the elements such as the rail that extends along the sides of the plurality of integrated circuit

packages or the cross piece coupled to the surface and extending over the plurality of packages in the traverse direction to the packages are not disclosed by the prior art is not considered as valid since these elements are interpreted in reasonably broad meaning of the terms used in claims. Applicant's argument with respect to functional applications of the devices disclosed in the prior art which are not, in applicant's view, can be applied to the claimed device is irrelevant since all structural elements are disclosed and the functional limitation does not require any structural change.

### ***Conclusion***

5. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Boris L. Chervinsky whose telephone number is 571-272-2039. The examiner can normally be reached on 8-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jayprakash N. Gandhi can be reached on 571-272-3740. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Boris L. Chervinsky/  
Primary Examiner, Art Unit 2835